IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.159 OF 2007
IN
CRI.REVN.APPLN.NO.402 OF 2006

Mr.Kulbhushan Gupta ..Applicant

Vs.

State of Maharashtra & Anr. ..Respondents

...

Mr.S.R.Saudagar advocate for applicant
Ms.Sunanda Kumbhat A.P.P.for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 20, 2007

P.C.

1. Heard both sides.

2. In the order dated 13.11.2006 it is reflected that the applicant would deposit sum of Rs.5 lakhs by 15.1.2007 and further sum of Rs.8 lakhs which is the balance amount, would be deposited by 30.6.2007. It is an admitted fact that amount of Rs.5 lakhs has been deposited by the applicant in this Court. However, the said amount was deposited on 17.2.2007. The learned advocate for the applicant states that due to financial difficulties the applicant is unable to pay the amount of Rs.8

lakhs by 30.6.2007 and he states that the applicant would deposit the said amount with some instalments if he is allowed to pay the same by instalments. Looking to the facts of this case, I am inclined to grant extension of five months to the applicant to deposit the said amount of Rs.8 lakhs in equal monthly instalments.

3. The applicant to deposit amount of Rs.8 lakhs within a period of five months from today in equal monthly instalments. Each of the monthly instalment would be deposited on or before 20th of each month and first instalment should be deposited by 20.7.2007. It is made clear that in case of any default in depositing any of the instalments or total amount of Rs.8 lakhs, earlier protection which has been granted to the applicant shall stand automatically vacated. Respondent No.2 is permitted to withdraw the amount as and when deposited by the applicant.

4. Application is disposed of.

[Smt.V.K.Tahilramani, J.]